

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

ORGANIZATION FOR BLACK
STRUGGLE, *ET AL.*,

Plaintiffs,

v.

JOHN R. ASHCROFT, *ET AL.*,

Defendants.

No. 2:20-cv-4184-BCW

Motion for Entry of Clerk's Default as to Defendant Jackson County Election Board

Plaintiffs request that the Clerk of this Court enter a default as to Defendant Jackson County Election Board. In support, they state:

1. Defendant Jackson County Election Board was served with Plaintiffs' complaint and a summons on September 21, 2020. ECF No. 30.
2. Defendant Jackson County Election Board's answer or other responsive pleading was due on or before October 13, 2020.
3. Defendant Jackson County Election Board has not filed an answer or other responsive pleading, nor has it filed a motion for additional time to file either.
4. On January 28, 2021, Plaintiffs' counsel emailed counsel for Defendant Jackson County Election Board to inquire about the failure to enter and respond. Counsel recently responded that Jackson County Election Board does not intend to enter an appearance and understand that it is in default.
5. "When a party against whom a judgment for affirmative relief is sought has failed

to plead or otherwise defend, and that failure is shown by affidavit or otherwise,
the clerk must enter the party's default." Fed. R. Civ. P. 55(a).

WHEREFORE Plaintiffs respectfully request that the Clerk of the Court enter a default as to
Defendant Jackson County Election Board.

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFFS

* Admitted *Pro Hac Vice*

Certificate of Service

A copy of the foregoing was filed electronically and served by operation of the CM/ECF system on all counsel of record on February 18, 2021. In addition, a copy was mailed to Jackson County Election Board, 215 West Liberty, Independence, Missouri 64051.

/s/ Anthony E. Rothert